

1 Justin E. Sterling, State Bar No. 249491
2 LAW OFFICES OF JUSTIN STERLING
3 Justin@SterlingDefense.com
4 15760 Ventura Blvd. Suite 700
5 Encino, CA 91436
6 Tel. (818) 995-9452/Fax. (818) 824-3533

7 Erin Darling, State Bar No. 259724
8 LAW OFFICES OF ERIN DARLING
9 Erin@ErinDarlingLaw.com
10 3435 Wilshire Blvd. Suite 2910
11 Los Angeles, CA 90010
12 Tel. (323) 736-2230

13 Attorneys for Plaintiffs DORA SOLARES
14 [Counsel for Defendants on signature page]

15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 DORA SOLARES,

18 Plaintiff,

19 v.

20 RALPH DIAZ, in his individual
21 capacity, KENNETH CLARK, in his
22 individual capacity, JOSEPH BURNS,
23 in his individual, and DOES 1 TO 15, in
24 their individual capacities

25 Defendants.

Case No. 1:20-cv-00323-LHR-BAM

**[PLAINTIFF'S PROPOSED]
ORDER RE: MENTAL HEALTH
RECORDS**

26 **GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED:**

27 Defendant Joseph Burnes is ordered to produce the mental health records of
28 Jaime Osuna (CDCR# BD0868), dated March 2019 or before, including but not
limited to the mental health records (from March 2019 or before) in Jaime Osuna's

1 C-File. Defendant Burnes shall also produce Jaime Osuna's mental health records
2 after March 2019, which include descriptions of Osuna referencing the killing of
3 Luis Romero or other past instances of Osuna committing violence. In producing the
4 entire C-file (but not after March 2019) of Jaime Osuna, which includes mental
5 health documents, Defendant may redact names, addresses and other identifying
6 information of Jaime Osuna's past victims and his family members.

7 The mental health records to be produced by Defendant Burnes shall include:
8 references by Jaime Osuna to prior acts of violence by Jaime Osuna; statements by
9 Jaime Osuna that reflect a desire to commit violence; statements by Jaime Osuna
10 pertaining to past acts of violence by Osuna himself; and mental health records that
11 were reviewed or relied upon in any decision by CDCR officials for Jaime Osuna to
12 not be permitted to share a cell with another inmate (i.e. be single-celled) and any
13 decision by CDCR officials for Jaime Osuna to be permitted to share a cell with
14 another inmate (i.e. be double-celled).

15 The produced documents shall be marked "CONFIDENTIAL-
16 ATTORNEYS' EYES ONLY" in accordance with the protective order in this case.
17 (Stipulated Protective Order, ECF No. 76.)

18 Defendant shall provide notice to Mr. Osuna within three business days form
19 the issuance of this order and provide notice of that service to Plaintiff.

20
21 DATED: December ___, 2024

United States District Judge
HON. LEE H. ROSENTHAL

22
23
24 Presented by:

25
26 /s/ Erin Darling
ERIN DARLING
27 Attorney for Plaintiff
28 Dora Solares